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PATENT
Attorney Docket No.: 463037-00048/RFT/RMS/RMK
Attorney File No.: A-63761-7/RFT/RMS/RMK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kayyem, *et al.*

Serial No. 10/081,936

Filed: February 20, 2002

For: ELECTRODES LINKED VIA
CONDUCTIVE OLIGOMERS TO
NUCLEIC ACIDS

Examiner: To Be Assigned

Group Art Unit: 1631

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

Dated: 5/30/03

Signed: Jere Valles
Jere Valles

**PETITION UNDER 37 C.F.R. § 1.78(a)(2):
TO ACCEPT AN UNINTENTIONALLY DELAYED CLAIM UNDER 35 U.S.C. 120
FOR THE BENEFIT OF A PRIOR FILED APPLICATION**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby Petition to accept a delayed claim under 35 U.S.C. §120 for the benefit of the filing date of U.S. Non-Provisional Application Serial Number 10/081,936, filed February 20, 2002 entitled "ELECTRODES LINKED VIA CONDUCTIVE OLIGOMERS TO NUCLEIC ACIDS." The Petition is submitted after receipt of a Response to Request for Corrected Filing Receipt mailed 3/3/03. A due date was not set for the Response. Accordingly, the Petition is timely filed.

This Petition is accompanied by a preliminary amendment to correct the reference in the application to the Non-Provisional Application Serial Number 10/081,936 and an Application Data Sheet, as required by 37 CFR §1.78(a)(2)(iii).

The petition is further accompanied by a check for the necessary surcharge set forth in 37 CFR §1.17(t), \$1,300.00.

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Serial No.: 10/081,936
Filed: February 20, 2002

The entire delay between the date the claim was due under paragraph of 37 CFR §1.78(a)(2)(ii) and the date the claim was filed was unintentional.

Applicants hereby request the priority claim of the subject application be amended to state the following:

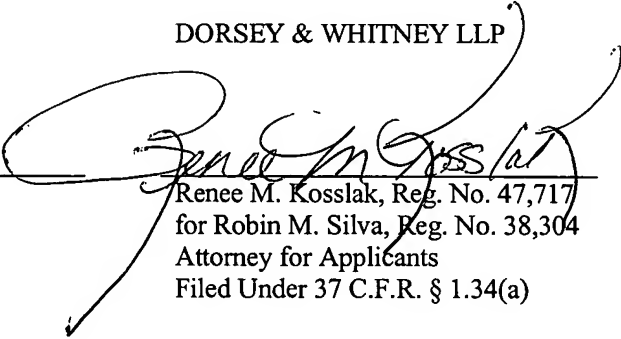
This application is a continuation of U.S. Serial No. 08/873,978, filed June 12, 1997, pending; which is a continuation-in-part of U.S. Serial No. 08/743,798, filed September 5, 1996, issued August 1, 2000 as U.S. Patent 6,096,273.

While Applicants believe that no further fees are due at this time, the Commissioner is authorized to charge any fees that may be due as a result of filing this amendment, including extension fees or other relief which may be required, or credit any overpayment to Deposit Account No. 50-2319 (Our Order No. 463037-00048 (A-63761-7/RFT/RMS/RMK)).

Respectfully submitted

DORSEY & WHITNEY LLP

Dated: 5/30/03
Customer No. 32940


Renee M. Kossak, Reg. No. 47,717
for Robin M. Silva, Reg. No. 38,304
Attorney for Applicants
Filed Under 37 C.F.R. § 1.34(a)

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PATENT
Attorney Docket No.: 463037-00048/RFT/RMS/RMK
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Dated: 5/30/03
Signed: [Signature]
Jere Valles

PRELIMINARY AMENDMENT

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to examination, please amend the above-referenced application as follows.

Applicants submit that the following Amendments and Remarks are in conformance with the Pre-OG Notice entitled "Amendments in a Revised Format Now Permitted," signed and dated January 31, 2003.

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Serial No.: 10/081,936
Filed: February 20, 2002

In the Specification

Please replace the paragraph beginning at page 1, line 6, with the following rewritten paragraph marked to show changes made:

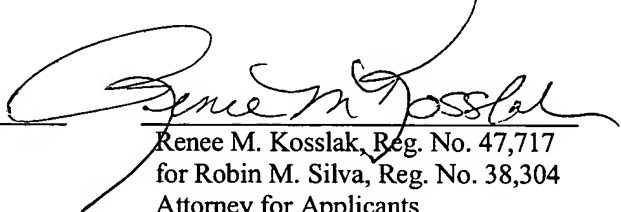
--This application is a ~~continuation-in-part~~ continuation of U.S. Serial No. ~~09/464,490, filed December 15, 1999,~~ 08/873,978, filed June 12, 1997, pending; which is a continuation-in-part of U.S. Serial No. 08/743,798, filed September 5, 1996, issued August 1, 2000 as U.S. Patent 6,096,273, which is incorporated herein by reference.--

While Applicants believe that no further fees are due at this time, the Commissioner is authorized to charge any fees that may be due as a result of filing this amendment, including extension fees or other relief which may be required, or credit any overpayment to Deposit Account No. 50-2319 (Our Order No. 463037-00048 (A-63761-7/RFT/RMS/RMK)).

Respectfully submitted

DORSEY & WHITNEY LLP

Dated: 5/30/03


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APPLICATION DATA SHEET

Application Information

| | |
|----------------------------|--|
| Application Type:: | Regular |
| Subject Matter:: | Utility |
| Title:: | Electrodes Linked Via Conductive Oligomers To Nucleic Acids |
| Suggested Drawing Figure:: | |
| Total Drawing Sheets:: | 26 |
| Attorney Docket Number:: | A-63761-7 |
| Attorney File Number:: | 463037-48/RFT/RMS/RMK |

Applicant Information

| | |
|---|-----------------------------|
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| Primary Citizenship Country | US |
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| Middle Name:: | J. |
| Family Name:: | Meade |
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| State or Province of Residence:: | California |
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Representative Information

| | |
|---------------------------------|-------|
| Representative Customer Number: | 32940 |
|---------------------------------|-------|

Domestic Priority Information

| Application:: | Continuity Type:: | Parent Application:: | Parent Filing Date:: |
|--------------------------------|----------------------|----------------------|----------------------|
| This application 10/081,936 | Continuation | 08/873,978 | June 12, 1997 |
| 08/873,978 | Continuation-In-Part | 08/743,798* | September 5, 1996* |

*Issued August 1, 2000 as U.S. Patent 6,096,273

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